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**APR 08 2008**

Referring to page 5 of 10 of AMENDMENT A, under the heading OBJECTION TO THE DRAWINGS, The last sentence reads as follows: Applicant has herein amended claims 1 and 3 to cancel the features of "capillary space" and "particulate separator". As such, Applicant has not corrected the drawings.

Referring to page 5 of 10 of AMENDMENT A, under the heading DRAWINGS, the last sentence reads as follows: Applicant respectfully requests that the examiner insure that these figures will be included in the published patent.

**CONCLUSION**

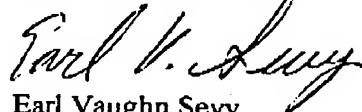
Reconsideration of the application is respectfully requested based on the premise that no new drawings have been added, modified or re-submitted. Applicant requests that the drawings be included in the application "as is"

Applicant respectfully requests that the examiner review again the REMARKS section of AMENDMENT A including REJECTION OF CLAIMS as described and referenced.

In view of the foregoing, it is respectfully submitted that all rejections have been overcome and a Notice of Allowance for this application is respectfully requested from the Examiner. If there are any issues remaining which the Examiner believes could be resolved through either a Supplemental Response, as Examiner's Amendment, or otherwise if the Examiner believes that further discussion would expedite the prosecution of the application, the Examiner is respectfully requested to contact the undersigned at the telephone number listed below.

Applicant hereby petitions for an extension of time which may be required to maintain the pendency of this case, and for any required fee for such extension or any further fee required in connection with the filing of this Amendment, the Commissioner is hereby authorized to charge any required fees not included with this paper directly to the credit card indicated in the attached Credit Card Payment form PTO-2038. In any case, it is requested that the Commissioner notify Applicant of any payment due that is not otherwise paid with this letter.

Respectfully submitted,



Earl Vaughn Sevy  
435-867-8123

APR 08 2008



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/821,677	04/08/2004	Earl Vaughn Sevy		3219

7590  
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10/10/2007

COPY

EXAMINER

HOGAN, JAMES SEAN

ART UNIT PAPER NUMBER

3752

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PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

James S. Hogan 571-272-4902  
FAX 273-8300

Attorney Said "No Drawing Corrections are required for this Amendment."

none call 10/31/07 9:18 am James said they are just going to review as is. He thinks they did not look closely enough at the Attorneys recommendations to realize no changes were made. They will make an office action so it don't go into Amendment.

Aug 31<sup>st</sup> 2007  
Sept 28 07

<b>Notice of Non-Compliant Amendment (37 CFR 1.121)</b>	Application No.	Applicant(s)	
	10/821677 Examiner	Art Unit	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 9/28/07 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

**THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:**

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
  - ☐ B. New paragraph(s) should not be underlined.
  - ☐ C. Other \_\_\_\_\_
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
  - ☐ B. Other \_\_\_\_\_
- ☒ 3. Amendments to the drawings:
- ☒ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
  - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
  - ☐ C. Other \_\_\_\_\_
- ☐ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
  - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
  - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
  - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
  - ☐ E. Other: \_\_\_\_\_
- ☐ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4): \_\_\_\_\_

COPY

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

**TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:**

- Applicant is given no new time period if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the entire corrected amendment must be resubmitted.
- Applicant is given one month, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action. If any of above boxes 1. to 4. are checked, the correction required is only the corrected section of the non-compliant amendment in compliance with 37 CFR 1.121.

Extensions of time are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.

**Failure to timely respond to this notice will result in:**

**Abandonment** of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or

**Non-entry** of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Crystal Ouden

Legal Instruments Examiner (LIE), if applicable

571-272-1041

Telephone No.